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LITTLE BOAR'S HEAD DISTRICT

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ANNUAL REPORT

2003 — 2004

August 22, 2004

Officers and Boards of the Village District of Little Boar's Head

As of September, 2003

| | | |
|--|--------------------------------|--------|
| Moderator | A. Michael Burnell | 1 year |
| Commissioners | Katherine H. Southworth (1998) | 2004 |
| | Charles A. Gordon (1999) | 2005 |
| | Peter S. Simmons (2003) | 2006 |
| Commissioner Emeritus | Robert A. Southworth (1946) | |
| Clerk | Charles A. Gordon | 1 year |
| Treasurer | A. Michael Burnell | 1 year |
| Auditor | Walter E. Rogers | 1 year |
| Zoning Inspectors | George A. Kinser | 2005 |
| | Edward T. Veale | 2005 |
| Zoning Board of Adjustment | Walter E. Rogers (Alternate) | 2004 |
| | James St. Jean | 2004 |
| | Stuart Scharff | 2005 |
| | Deborah Schreck | 2005 |
| | Charles A. Gordon (Chairman) | 2004 |
| | Janet Gorman | 2006 |
| | Michael Burnett (Alternate) | 2006 |
| | Paul Marston (Alternate) | 2006 |
| | Norman Breault | 2004 |
| | Arlene Mowry | 2004 |
| Planning Board | Peter S. Simmons (ex-officio) | 2004 |
| | Gregg Devolder (Co-Chair) | 2005 |
| | R.A. Southworth (Co-Chair) | 2005 |
| | Anne Moore | 2006 |
| | Richard Southwick | 2006 |
| | Robert Hamilton | 2004 |
| | Jackie Mahoney | 2004 |
| | K.H.Southworth (ex-officio) | 2004 |
| | Barbara Peterson | 2005 |
| | Jane Kent Rockwell | 2005 |
| Heritage Commission | John Knapp | 2006 |
| | Janice Mellian | 2006 |
| | Peter S. Simmons | 2004 |
| | Katherine H. Southworth | 2004 |
| | (alternate) | |
| | | |
| | | |
| | | |
| | | |
| | | |
| Representative to the North Hampton Budget Committee | | |
| | | |

The Village District of Little Boar's Head was formed by Act of the New Hampshire Legislature in 1905. It encompasses the seaward portion of the Town of North Hampton, NH.

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DISTRICT WARRANT

The State of
New Hampshire

County of
Rockingham

SS

To the inhabitants of Little Boar's Head, a Village District in the Town of North Hampton, New Hampshire, organized under the provisions of Chapter 196, Session Laws of 1905, qualified to vote in District affairs, greetings:

You are hereby notified to meet at Union Chapel, 7 Willow Avenue in said District on the first Tuesday in September next, being the seventh day of September, 2004 at 6:30 p.m. for the following purposes:

Article One: To elect a Moderator, a District Clerk, a Treasurer, and an Auditor for the ensuing year.

Article Two: To elect one Commissioner for a term of three years following the expiration of the term of Katherine H. Southworth at the conclusion of this meeting.

Article Three: To hear the reports of the Clerk, the Treasurer, the Zoning Inspectors, the Zoning Board of Adjustment, the Commissioners and others, which reports are printed in this Annual Report, and to take such action as you may wish with regard to them.

Article Four: To see if the Village District will vote to accept in whole or in part the Village District Budget as has been submitted to the Municipal Budget Committee of the Town of North Hampton, and has been approved by them, which budget is included in this Annual Report.

Article Five: To take such action as the Village District may wish to give the Treasurer of the Village District authority to borrow money in anticipation of taxes upon the written request of at least two of the Commissioners, and to dispense the funds of the Village District with the approval of at least one of the Commissioners.

Article Six: To see if the Village District will authorize the Commissioners, or any two of them, to apply for, to accept, and to expend

without further action by this Village District, moneys from the Federal Government, from the State of New Hampshire or from private sources in accordance with the provisions of Revised Statutes Annotated, Chapter 32.

Article Seven: To see if the Village District will authorize the Commissioners, or any two of them, as agents, to transfer funds from the Little Boar's Head Improvement Fund into the Operating Account, and/or to deposit funds from the Operating Account into the Little Boar's Head Improvement Fund, which Fund is administered by the Trustees of Trust Funds of the Town of North Hampton, as may be necessary to carry on the work of the Village District.

Article Eight: To raise and appropriate such sums of money as may be necessary for the purposes included in the Budget, including the extinguishing of fires, the lighting or sprinkling of streets, the planting and care of shade or ornamental trees, the supply of water for domestic or fire purposes, the construction and maintenance of main drains and common sewers, the construction, maintenance and care of parks and commons, the maintenance of activities for recreation, the control of pollen, insects and pests, the impoundment of water, the maintenance of roads, the appointment and employment of watchmen and police officers, the enactment and enforcement of zoning regulations, and all other miscellaneous District expenses for the ensuing year.

Article Nine: To transact such other business as may legally come before this meeting.

GIVEN UNDER OUR HANDS AND THE SEAL OF THE VILLAGE DISTRICT this 9th day of August, 2004.

Katherine H. Southworth, Charles A. Gordon, Peter S. Simmons,
Commissioners

A true copy, attest:

Katherine H. Southworth, Charles A. Gordon, Peter S. Simmons,
Commissioners

AND WE DO CERTIFY that we have this day posted a true and complete copy of the above DISTRICT WARRANT on the District Bulletin Board at Union Chapel on Willow Avenue in said District and on a Bulletin Board in the North Hampton Town Office, both being public places in the Town of North Hampton.

Katherine H. Southworth, Charles A. Gordon, Peter S. Simmons,
Commissioners

REPORT OF THE COMMISSIONERS

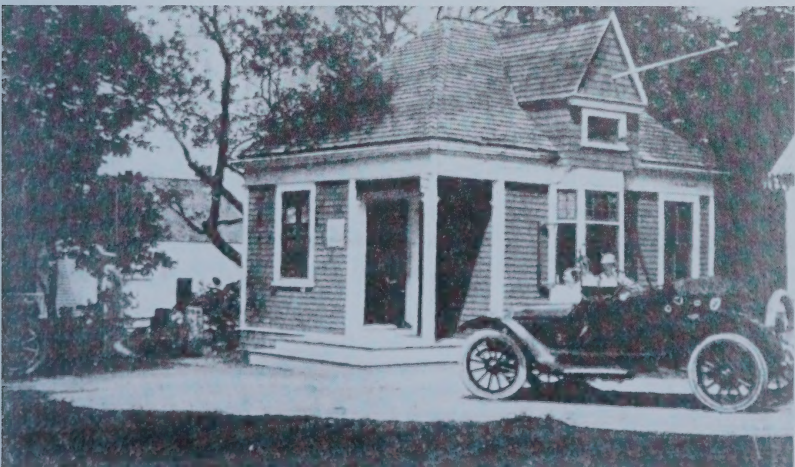
In thinking of an appropriate way to mark the first one hundred years of existence of the Little Boar's Head District, we have been looking over past records and reading the minutes of some of those first meetings in 1905.

The early meetings were held at the Little Boar's Head Post Office, located to the east of 19 Atlantic Avenue (pictured below) and the minutes indicate there were fourteen legal voters (males only) in 1905. At the 1936 Annual Meeting held on September 1st at the residence of Philip N. Hobson, it was voted that the Zoning Commission be authorized to bring a bill before the coming session of the State Legislature, to grant zoning powers to the District. This was completed; and, on September 7, 1937 the legal voters (now including females) enacted the Zoning Ordinance. Our Zoning Ordinance is in effect today with numerous amendments and updates since 1937. All changes to the Zoning Ordinance are presented at duly noticed Public Hearings and published in the newspaper as well as the Annual Report. The Zoning Ordinance has stood the test of time and challenge, all the way to the Supreme Court of New Hampshire. The foresight of those residents in the 1930s to enact a Zoning Ordinance has been responsible for our District being able to retain the atmosphere and qualities we value while our neighborhood grew and expanded in number of residences.

We are planning a 100th celebration of Little Boar's Head on Saturday, September 10, 2005. This will be held on the north end of the beach, near the Fish Houses and will consist of games on the beach for the children, a picnic lunch, and some short speeches. And a toast which might be given – “here's to the second one hundred years of Little Boar's Head District”.

Because the asphalt walk on top of the shale pile, south of Fox Point, had materially deteriorated and was a danger to those using it, we re-paved the majority of this sidewalk. Each year we try to address the challenges of maintaining our sidewalk system, which enjoys heavy use by residents and the general public.

Katherine H. Southworth, Charles A. Gordon, Peter S. Simmons



REPORT OF THE 2003 ANNUAL MEETING

Minutes of the Annual Meeting of the Village District of Little Boar's Head, held in Union Chapel, Willow Avenue, North Hampton, New Hampshire, on Tuesday, September 2, 2003, commencing at 6:30 p.m. Notice of the meeting had been posted on the bulletin board outside Union Chapel and in the offices of the Town of North Hampton.

The meeting was called to order by A. Michael Burnell, Moderator of the meeting, who introduced the Village District Commissioners: Katherine Southworth, Susan Spencer and Charles Gordon (who, in his capacity as Village District Clerk, recorded the minutes of the meeting).

The Moderator then took up the Year 2003 District Warrant Articles, as follows:

Article One: The following were re-elected to District offices for the year 2003-2004: A. Michael Burnell, Moderator; Charles Gordon, District Clerk; and Walter E. Rogers, Auditor. A. Michael Burnell was elected Treasurer, replacing Katherine Southworth, whose term as Treasurer expired at the conclusion of the Annual Meeting.

Article Two: Peter Simmons was elected Commissioner for a term of three years, replacing Susan Spencer, whose term as Commissioner expired at the conclusion of the Annual Meeting.

Article Three: The reports of the Clerk, Treasurer, Zoning Inspectors, Zoning Board of Adjustment and Commissioners of the District were accepted as printed in the 2002-2003 Annual Report of the District, dated August 22, 2003.

Article Four: The District Budget for 2003-2004, printed on page 11 of the Annual Report and approved by the North Hampton Municipal Budget Committee, was accepted as printed.

Article Five: Was approved as printed in the Annual Report.

Article Six: Was approved as printed in the Annual Report.

Article Seven: Was approved as printed in the Annual Report.

Article Eight: Was approved as printed in the Annual Report.

Article Nine (Proposed Zoning Ordinance Amendments):

By separate ballot, all but the last of the nine zoning ordinance amendments proposed by the Village District Planning Board were approved. The last amendment, the proposed deletion of Ordinance Section XIII I in order to abolish the Village District Heritage Commission, was rejected after a discussion in which the following individuals offered to serve on that commission: Jane Kent Rockwell, Janice Mellian, John Peterson, Robert Hamilton and Jacqueline Mahoney.

Article Ten (Other Business):

With respect to the stone wall erected during the summer by the Rye Beach/Little Boar's Head Garden Club at the edge of Ocean Boulevard (Route 1 A) in the garden maintained by that club north of the "fish houses," Charles Gordon reported on his discussions with Mr. Douglas DePorter of the state

Department of Transportation (DOT), which is responsible for highway maintenance and traffic safety on Route 1A. When advised by Mr. Gordon that the Village District Commissioners had no involvement in or prior notification of the erection of the wall, Mr. DePorter asked whether the Village District would be prepared to enter into a "hold harmless" agreement with DOT covering liability for any personal injury or property damage that might be attributable to the wall. Mr. Gordon replied that the Village District would not be able to assume such a responsibility. Subsequently, Mr. DePorter advised Mr. Gordon that the Garden Club had agreed to apply to DOT for a permit, which will require the installation by the Garden Club, at its expense, of a vertical granite curbing, as configured by the Department of Transportation, in front of the wall along the roadway. Mr. Gordon indicated that, so long as the Village District will have no liability or other responsibility in connection with the wall, the Commissioners will have no objection to DOT's decision allowing the wall to remain on such conditions (as described above) as a DOT permit shall impose.

There being no further business, the meeting was adjourned at 7:15 p.m.

Charles Gordon, Village District Clerk

REPORT OF THE ZONING BOARD OF ADJUSTMENT

August 1, 2003 through July 31, 2004

Case 04-1: Application of John Savage for a variance from Ordinance Section VII K to replace existing dwelling at 4 Appledore Avenue (Tax Map 001, Lot 021) with a new structure extending into the wetlands buffer. Variance granted, January 27, 2004.

Case 04-2: Application of Helen Savage for a variance from Ordinance Section VII K to replace existing dwelling at 6 Appledore Avenue (Map 001, Lot 020) with a new structure extending into the wetlands buffer. Variance granted, January 27, 2004.

Case 04-3: Application of Norman and Sandra Bolyea for a Special Exception under Ordinance Section VIII B to enclose a second-story deck on a non-conforming building at 9 Old Locke Road (Map 005, Lot 021). Special Exception granted, April 8, 2004.

Case 04-4: Application of Michael Burnett for a variance from Ordinance Section VII K 1 to replace an existing dwelling at 1 Appledore Avenue (Map 001, Lot 022) with a new dwelling extending into the wetlands buffer. Variance denied, May 18, 2004. In re-hearing, at which a modified proposal was presented, variance granted, with condition, July 8, 2004.

Case 04-5: Application withdrawn by applicants prior to hearing.

Case 04-6: Application of Priscilla McInnis for variances from Ordinance Section VII K 1 to construct a pool and a garage at 4 Pond Path (Map 005, Lot 089-4) within the wetlands buffer. Variances denied, May 18, 2004. In re-hearing of the garage application, the pool application having been withdrawn by the applicants, the variance denial was upheld, July 8, 2004.

Case 04-7: Application of Michael and Elizabeth Burnell for a Special Exception under Ordinance Section VIII B to expand a non-conforming structure at 23 Atlantic Avenue (Map 001, Lot 102) and for a variance from Ordinance Section VII A 1 to site a garage within the 30-foot lot line setback. Special Exception and variance granted, subject to conditions, July 8, 2004.

REPORT OF THE ZONING INSPECTORS

8/01/02 through 7/31/03

PERMITS ISSUED

- 08/07/03 #01 Howard Johnson, 12 Chapel Rd. Construct a four car garage.
- 09/25/03 #02 Phillip & Deborah Gelston, Willow Ave. Construct new residence.
- 09/25/03 #03 George & Nancy Kinser, 5 Atlantic Ave. Replace two windows.
- 10/06/03 #04 Theodore S. Richards, 33 Chapel Rd. Remodel, expand residence.
- 10/21/03 #05 Theodore S. Richards, 33 Chapel Rd. Construct a garage and studio.
- 11/17/03 #06 Howard Johnson, 12 Chapel Rd. Renovate existing carriage house/garage.
- 12/05/03 #07 Margaret Lamb, 7 Atlantic Ave. Remodel bath and add two dormers.
- 03/26/04 #08 John W. Savage, 4 Appledore Ave. Construct a new residence.
- 03/26/04 #09 Helen L. Savage, 6 Appledore Ave. Construct a new residence.
- 04/16/04 #10 Frank & Dorothy Cole, 74 Ocean Blvd. Remodel kitchen and bath.
- 04/16/04 #11 John & Bea Hoza, 1 Boulter's Cove. Remodel and construct a deck.
- 04/16/04 #12 Norman & Sandra Bolyea, 9 Old Locke Rd. Enclose existing deck.
- 04/22/04 #13 Daniel Cheever, 22 Ocean Blvd. Remodel and construct addition.
- 05/05/04 #14 Tom & Linda Walsh, 70 Ocean Blvd. Install gunite swimming pool.
- 05/05/04 #15 Gregg S. Devolder, 38 Atlantic Ave. Remodel kitchen
- 06/02/04 #16 Howard & Helen Johnson, 12 Chapel Rd. Install gunite swimming pool.
- 07/11/04 #17 Michael & Elizabeth Burnell, 23 Atlantic Ave. Remodel/Construct kitchen, living room and mud room
- 07/11/04 #18 Michael C. Burnett, 1 Appledore Ave. Replace/Construct dwelling.
- 07/15/04 #19 Richard & Caren Schubart, 36A Ocean Blvd. Replace/construct (2) decks.

George A. Kinser, Edward T. Veale, Zoning Inspectors

REPORT OF THE PLANNING BOARD

August 1, 2003 through July 31, 2004

The Planning Board met on September 9, 2003 to consider the request of Thomas and Linda Waslsh to adjust the lot lines of their land on Willow Avenue. The request was granted and the change resulted in both lots conforming to Little Boar's Head zoning requirements.

On July 12, 2004 the Planning Board met to consider the voluntary merger of six lots on Chapel Road, owned by the Jacqueline S. Cahill Revocable Trust. Richard Southwick, representing the owner, indicated the location of Lots 59, 60, 61, 62, 43 and 44 on Tax Map 5. The proposed voluntary merger did not violate any regulations of the Little Boar's Head Zoning Ordinance and was unanimously approved by the Board.

Regular monthly meetings are held, as necessary, on the first Monday of the month.

Robert A. Southworth, Co-Chairman

LITTLE BOAR'S HEAD IMPROVEMENT FUND

Trustees of the Trust Funds Town of North Hampton

| | |
|-------------------------------|-----------|
| Balance on July 1, 2003 | 19,395.92 |
| Interest earned | 135.62 |
| Transferred from General Fund | 6,000.00 |
| Balance on June 30, 2004 | 25,531.54 |

AUDITOR'S REPORT

Having examined the books, accounts, and records of A. Michael Burnell, Treasurer for the Little Boar's Head District, I certify that the books and accounts are correct.

August 8, 2004

Walter E. Rogers, Auditor
Little Boar's Head District

TREASURER'S REPORT

FY September 1, 2003 – August 31, 2004

| | | |
|----------|---|----------|
| 08/01/03 | Balance on hand Fleet Bank (General Checking) | 840.69 |
| 08/01/03 | Balance on hand Fleet Bank (General Savings) | 6,877.43 |
| 08/01/03 | Balance on hand Fleet Bank (Heritage) | 1,234.23 |

RECEIPTS

| | | |
|--------------------------------------|-----------|------------------|
| Appropriation, Town of North Hampton | 20,605.00 | |
| Zoning Hearing Fees (2) | 1,025.00 | |
| Fleet Bank Interest | 98.20 | |
| Total Receipts | | 21,728.20 |
| Total to be accounted for | | <u>30,680.55</u> |

EXPENDITURES

Code 01 Sidewalks

| | | |
|--|----------|----------|
| Gary Ritchie, boardwalk, total expense | 1,721.00 | |
| David Stanley, hot top paving | 5,940.00 | |
| Eleanor Latham, storage of boardwalk | 75.00 | |
| <u>Total Code 01</u> | | 7,736.00 |

Code 02 Parks and Commons

| | | |
|---------------------------------|----------|----------|
| Marc Lariviere, mow and trim | 1,505.00 | |
| Rye Beach/LBH Garden Club | 400.00 | |
| Urban Tree Service, Ocean Blvd. | 1,050.00 | |
| <u>Total Code 02</u> | | 2,955.00 |

Code 03 Legal and Zoning

| | | |
|---|--------|--------|
| Seacoast Newspapers, zoning notices | 520.80 | |
| Matthew Bender Publishing | 224.60 | |
| George Kinser (zoning permits) | 26.98 | |
| Rockingham Planning Commission | 32.50 | |
| New England Printing (new zoning ordinance) | 182.00 | |
| <u>Total Code 03</u> | | 986.88 |

Code 04 Office Expense and Insurance

| | | |
|--|--------|--------|
| Postmaster, North Hampton, annual reports | 53.60 | |
| NE Printing, annual report | 678.56 | |
| Toby & Merrill, insurance/bond | 100.00 | |
| Town of N. Hampton, liability insurance | 100.00 | |
| NH Village District Association (membership) | 25.00 | |
| Charles A. Gordon | 16.02 | |
| <u>Total Code 04</u> | | 973.18 |

| | | | |
|----------|--|----------|------------------|
| Code 05 | Heritage Commission | 0.00 | 0.00 |
| Code 06 | <u>Miscellaneous</u> | | |
| | Bank charges for the year | 144.00 | 144.00 |
| Code 07 | LBH Improvement Fund | 6,000.00 | 6,000.00 |
| Code 08 | Marsh Restoration | 0.00 | 0.00 |
| | Expenditures | | 18,795.06 |
| | Check outstanding | | 75.00 |
| | Total Expenditures | | 18,720.06 |
| 07/31/04 | Balance on hand Fleet Bank (General Checking) | | 1,120.63 |
| 07/31/04 | Balance on hand Fleet Bank (General Savings) | | 9,600.80 |
| 07/31/04 | Balance on hand Fleet Bank (Heritage Checking) | | 1,239.06 |
| | Total accounted for | | <u>30,680.55</u> |

PROPOSED BUDGET

September 1, 2004 - August 31, 2005

| <u>Code</u> | <u>Item</u> | Budget <u>2003-2004</u> | Actual <u>2003-2004</u> | Proposed Budget 2004-2005 |
|-------------|------------------------|----------------------------|----------------------------|---------------------------------|
| 01 | Sidewalks | 5,000 | 7,736 | 4,000 |
| 02 | Parks and Commons | 6,000 | 2,955 | 4,000 |
| 03 | Legal and Zoning | 2,000 | 987 | 5,000 |
| 04 | Print, Mail, Insurance | 2,000 | 973 | 2,000 |
| 05 | Heritage Commiss. | 1 | 0 | 1 |
| 06 | Miscellaneous | 150 | 144 | 1,150 |
| 07 | To LBH Improvement | 6,000 | 6,000 | 5000 |
| 08 | Marsh Restoration | 1 | 0 | 1 |
| Totals | | \$21,152 | \$18,795 | \$21,152 |

Village District of Little Boar's Head
North Hampton, NH 03862

New Hampshire State Library



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